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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/763,582

02/22/2001

Eiji Okamoto

9319S-000178

9306

7590

10/28/2004

Harness Dickey & Pierce  
PO Box 828  
Bloomfield Hills, MI 48303

EXAMINER

QI, ZHI QIANG

ART UNIT

PAPER NUMBER

2871

DATE MAILED: 10/28/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

09/763,582

Applicant(s)

OKAMOTO ET AL.

Examiner

Mike Qi

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 06 August 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1,3-15 and 24-26 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1,3-15 and 24-26 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

### **DETAILED ACTION**

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on Sep.30, 2004 has been entered.

### ***Claim Rejections - 35 USC § 103***

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1, 3 and 24-26 are rejected under 35 U.S.C. 103(a) as being unpatentable over JP 08313890 (Hidenori et al) in view of JP 10-062604 (Hideo), US 5,220,444 (Mitsui et al) and US 5,850,276 (Ochi et al).

Claims 1, 3 and 24-26, Hidenori discloses (abstract; Fig.9; paragraphs 0086 – 0090) that a substrate (TFT substrate 49) for a liquid crystal display wherein:

- the surface having a planar region (flat area 50) and a roughened region (roughened area 51), the roughened region comprising microscopic peaks and valleys;

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- the heights of the tops of the peaks in the roughened region (51) are equal to or less than the plane of the planar region (50) (shows on the Fig.9);
- a reflective board (52) (reflecting film) is formed on the roughened region (51); (concerning claim 24)
- because the substrate having roughened region and planar region, and the roughened region having micro peaks and valleys, so that the roughened region must have a network-shaped; and forming such roughened region and planar region must use at least two compositions such as using photoresist and metal reflective layer to form such roughened region and the planar region.

Hidenori does not expressly disclose that a predetermined mark (metal film) is formed on the planar region, and the reflecting film (same metal film such as aluminum or silver) is formed on the roughened region, and the predetermined mark is an alignment mark, and the predetermined mark is separated from the reflecting film.

However, Hideo discloses (abstract; Figs.1, 4, 6; paragraphs 0030 – 0032; 0059 –0061) that the photoresists (2') become alignment mark area, and which is formed on the planar region, and using alignment mark would easily perform alignment of the substrates, because the alignment mark is easy to read and to obtain accuracy alignment when bonding the substrates together.

Therefore, it would have been obvious to those skilled in the art at the time the invention was made to arrange alignment mark formed on the planar region for

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obtaining easier read and accuracy alignment of the substrates when bounding the substrates together.

Still lacking limitation is such that the predetermined mark made of metal film and the reflecting film made of the same metal film such as aluminum or silver.

However, Mitsui discloses (col.1, line 40 – col.5, line 42; Figs.6, 8) that the substrate (11) having planar region and roughened region, and it is essential to control the surface roughness of the reflection plate in order to display a bright image, so that the flattened surface is covered with a metal layer such as an Ag (silver) layer, and forming a metal thin layer on the uneven surface, such that the optical characteristics improved and the economy in production obtained.

Therefore, it would have been obvious to those skilled in the art at the time the invention was made to arrange the predetermined mark made of a metal film formed on the planar region and a reflecting film made of the same metal film formed on the roughened region for improving the optical characteristic and obtaining the economy in production.

Still lacking limitation is such that the predetermined mark is separated from the reflection film.

However, Ochi discloses (col.6, lines 18-28; Figs.1-2) that the alignment marks (26 and 25) are provided on the non-display area (20B) and are separated from the display area (20A). As a general available knowledge, the reflecting film is contributed to display image such as reflecting pixel electrode and is connected with wiring layers to apply signal, so that like the wiring layer (27), the reflecting film must be provided in the

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display area. Ochi indicates (col.3, lines 44-47) that using alignment marks as a reference to overlap aligned the two substrates, the pixel slit opening rate is improved (the alignment marks are provided on the non-display area). Therefore, the predetermined mark such as alignment mark is separated from the reflecting film would improve the pixel opening rate so as to enlarge the display area.

Therefore, it would have been obvious to those skilled in the art at the time the invention was made to arrange the predetermined mark such as alignment mark is separated from the reflecting film for enlarging the display area.

Accordingly, the claims 1, 3 and 24-26 would have been obvious.

3. Claims 4-5 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hidenori, Hideo, Mitsui and Ochi as applied to claims 1, 3 and 24-26 above, and further in view of US 6,315,801 (Miyazaki et al).

Claim 4, lacking limitation is such that the predetermined mark is a process control mark.

However, Miyazaki discloses (col.2, line 58 – col.3, line 15) that during mass production having several process (the process can be used in production of electrode plate or production of a liquid crystal display device), and in order to effectively perform these processes with high accuracy, it is available to apply process control marks, position alignment marks and apply various identification marks such as manufacture lot numbers, bar codes and the like for easy identification and manufacture control.

Therefore, it would have been obvious to those skilled in the art at the time the invention was made to arrange a process control mark as claimed in claim 4 for achieving effectively perform the production process with a high accuracy.

Claim 5, Hidenori discloses (Fig.9; paragraph 0089) that the wiring is formed on the flat area (50), i.e., a planar region.

4. Claim 6 is rejected under 35 U.S.C. 103(a) as being unpatentable over Hidenori, Hideo, Mitsui and Ochi as applied to claims 1, 3 and 24-26 above, and further in view of US 5,973,763 (Fujimura et al).

Claim 6, lacking limitation is such that a sealant is formed in the planar region.

However, Fujimura discloses (col.1, lines 13- 30) that, generally, the first substrate and the second substrate are bounded though a seal material, and then the two substrates are adhered together by a certain pressure. Therefore, if the sealant is formed in a roughened region, the two substrates would be insufficiently sealed; and the sealant is formed in a planar region, the two substrates would be able to obtain a hermetical seal by a certain pressure. It is common and known in the art to form a sealant in a planar region as sealing the two substrates in a planar region would be easier to obtain a sufficient adhesion.

Therefore, it would have been obvious to those skilled in the art at the time the invention was made to arrange a sealant in the planar region as claimed in claim 6 for achieving a hermetical seal.

5. Claims 7-15 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hidenori, Hideo, Mitsui and Ochi as applied to claims 1, 3 and 24-26 above, and further in view of US 6,130,736 (Sasaki et al).

Claims 7-13, lacking limitation is such that the maximum height  $R_y$ , the arithmetic mean roughness  $R_a$ , the ten-point average roughness  $R_z$ , and the mean wavelength  $S_m$  in the roughness region are in predetermined ranges, and the ranges are set as claimed.

However, Sasaki discloses (col.2, line 50 – col.7, line 59; col.8, line 33 – col.9, line 50; Fig.1) that the reflector member (15) having a surface roughness of  $1\text{ }\mu\text{m}$  or less and a width of the concave portion is  $45\text{ }\mu\text{m}$  or less. Therefore, the roughened region must have a certain range to represent the roughness. Sasaki discloses (col.6, lines 39-65) that in accordance with the reflector having such corrugated surface, the reflecting efficiency is improved and a bright display screen is attained, and the reflecting direction can be set in a wider range. A certain roughness (such as the arithmetic mean roughness  $R_a$ ) would determine the maximum height of roughness  $R_y$ , the ten-point average roughness  $R_z$ , and the mean wavelength (the pitch of the roughness peak)  $S_m$ . Sasaki discloses (col.9, lines 33-50) that it is more preferable to set the surface roughness of the reflector at  $1\text{ }\mu\text{m}$  or less, i.e., the arithmetic mean roughness  $R_a$  is set at  $1\text{ }\mu\text{m}$  or less.

Therefore, it would have been obvious to those skilled in the art at the time the invention was made to develop a proper roughness value as claimed in claims 7-13 in order to obtain a proper reflection and scattering so as to improve the display quality.



Claims 14-15, the limitations are only given weight as intended use. Because any liquid crystal display device would comprise two substrates and a liquid crystal layer interposed between the two substrates; and any display can be used for any electronic apparatus, and that would have been at least obvious.

### ***Response to Arguments***

6. Applicant's arguments filed on Aug. 6, 2004 have been fully considered but they are not persuasive.

#### Applicant's arguments are as follows:

1) The references do not teach the predetermined mark is separated from the reflecting film a claimed in the amended claims 1 and 25.

#### Examiner's responses to Applicant's arguments are as follows:

1) The secondary reference Ochi discloses (col.6, lines 18-28; Figs.1-2) that the alignment marks (26 and 25) are provided on the non-display area (20B) and are separated from the display area (20A). As a general available knowledge, the reflecting film is contributed to display image such as reflecting pixel electrode and is connected with wiring layers to apply signal, so that like the wiring layer (27), the reflecting film must be provided in the display area. Ochi indicates (col.3, lines 44-47) that using alignment marks as a reference to overlap aligned the two substrates, the pixel slit opening rate is improved (the alignment marks are provided on the non-display area). Therefore, the predetermined mark such as alignment mark is separated from the

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reflecting film would improve the pixel opening rate so as to enlarge the display area, and that would have been obvious.

### ***Conclusion***

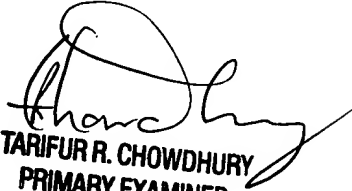
7. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mike Qi whose telephone number is (571) 272-2299. The examiner can normally be reached on M-T 8:00 am-5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Kim can be reached on (571) 272-2293. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Mike Qi  
October 25, 2004

  
TARIFUR R. CHOWDHURY  
PRIMARY EXAMINER

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